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IN THE HIGH COURT OF JUDICATURE AT BOMBAY
CIVIL APPELLATE JURISDICTION

WRIT PETITION NO.812 OF 2007

Prafulla Madhavrao Aklujkar Petitioner
versus
Rajendra Wamanrao Mangalvedkar
and others Respondents

Mr.A.K.Suryawanshi for petitioner

CORAM : A.S.OKA, J.

DATE : 07th February 2007

PC :

1. By this writ petition under Article 227 of the Constitution of India, the original plaintiff has challenged an order by which the written statement filed by the defendant is ordered to be taken on record subject to payment of costs.

2. The learned advocate appearing for the petitioner submitted that there is a long delay of eleven years in filing the written statement. The original suit is of the year 1996 and the written statement was permitted to be filed by the impugned order dated 17th October 2006.

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3. The order impugned is a discretionary order. Therefore, no interference is called for in a limited jurisdiction under Article 227 of the Constitution of India. Petition is rejected.

(A.S.OKA, J.)